

1 CHRISTOPHER CHIOU
Acting United States Attorney
2 District of Nevada
Nevada Bar Number 114853
3 SUSAN CUSHMAN
Assistant United States Attorney
4 501 Las Vegas Blvd. South, Suite 1100
Las Vegas, Nevada 89101
5 PHONE: (702) 388-6336
Susan.Cushmanusdoj.gov
6 *Attorneys of the United States*

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 RAVEN STARK,

13 Defendant.

2:18-cr-00392-RFB-VCF

**Stipulation to Continue Trial
(Ninth Request)**

14 It is stipulated and agreed, by and between Christopher Chiou, United States
15 Attorney; Susan Cushman, Assistant United States Attorney, counsel for the United States
16 of America and Damian R. Sheets, Esq., counsel for defendant Raven Stark;

17 That the trial currently scheduled for August 9, 2021, be vacated and set to a
18 time convenient for the Court, but not less than 45 days from the current setting.

19 Further, that the calendar call currently scheduled for August 3, 2021, be
20 vacated and set to a time convenient for the Court, and that the Court set new dates for
21 motions based on the new trial dates.

22 Further, that the master trial calendar scheduling conference currently set for
23 July 20, 2021, be vacated.
24

1 1. Damian R. Sheets, Esq. counsel for Defendant entered his appearance on
2 May 14, 2021. EFC 6. Mr. Sheets has requested additional time to review discovery and
3 to meet and confer with his client.

4 2. Counsel for Defendant and the Government agree to the continuance.

5 3. Defendant is on pre-trial release and agrees to the continuance.

6 4. Additionally, denial of this request for continuance could result in a
7 miscarriage of justice.

8 5. The additional time requested by this Stipulation is excludable in computing
9 the time within which the trial herein must commence pursuant to the Speedy Trial Act, 18
10 U.S.C. § 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B) and
11 3161(h)(7)(B)(iv).

12 6. This is the ninth request for a continuance.

13 DATED this 15th day of July, 2021.

14 Respectfully submitted,

15 CHRISTOPHER CHIOU
16 Acting United States Attorney

17 /s/ Susan Cushman
18 Susan Cushman
19 Assistant United States Attorney

20 /s/ Damian R. Sheets
21 Damian R. Sheets, Esq.
22 Counsel for Defendant
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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RAVEN STARK,

Defendant.

2:18-cr-00392-RFB-VCF

**Stipulation to Continue Trial
(Ninth Request)**

I. Findings of Fact

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Counsel for Defendant would like more time to meet and confer with his client to discuss discovery provided thus far.

2. Counsel for Defendant and the Government agree to the continuance.

3. Defendant is on pre-trial release and agrees to the continuance.

4. Based upon continuity of counsel and effective preparation, denial of this request for a continuance would deny the parties herein sufficient time and opportunity to effectively and thoroughly prepare for trial in this case, taking into account the exercise of due diligence. Denial of this request would result in a miscarriage of justice.

5. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

6. This is the ninth request to continue trial.

1 For all of the above-stated reasons, the end of justice would best be served by a
2 continuance of the trial date.

3 **II. Conclusions of Law**

4 The ends of justice served by granting said continuance outweigh the best interest of
5 the public and the defendants in a speedy trial, since the failure to grant said continuance
6 would be likely to result in a miscarriage of justice, would deny the parties herein sufficient
7 time and the opportunity within which to be able to effectively and thoroughly prepare for
8 trial, taking into account the exercise of due diligence.

9 The continuance sought herein is excludable under the Speedy Trial Act, 18 U.S.C. §
10 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B) and
11 3161(h)(7)(B)(iv).

12 **III. Order**

13 IT IS ORDERED that the calendar call currently scheduled for August 3, 2021, be
14 vacated and continued to October 12, 2021, at the hour of 1:30 pm.

15 IT IS FURTHER ORDERED that the trial currently scheduled for August 9, 2021
16 be vacated and continued to October 18, 2021, at the hour of 9:00 a.m.

17 IT IS FURTHER ORDERED the master trial calendar scheduling conference set for
18 July 20, 2021, hereby is vacated.

19 IT IS FURTHER ORDERED that all motions are due on August 23, 2021 and
20 responses are due on September 6, 2021 ; replies are due September 13, 2021.

21 IT IS SO ORDERED

22 

23 THE HONORABLE RICHARD BOULWARE
24 UNITED STATES DISTRICT JUDGE

DATED: July 15, 2021